



PUBLIC NOTICE

Federal Communications Commission
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NEW OPERATING GLOBALSTAR LLC SEEKS CONSENT TO ASSIGNMENT AND TRANSFER OF CONTROL OF LICENSES AND AUTHORIZATIONS HELD BY GLOBALSTAR, L.P. SUBSIDIARIES AND AFFILIATE

Pleading Cycle Established
IB Docket No. 04-4

Comments/Petitions Due: February 9, 2004

Responses/Oppositions to Petitions Due: February 19, 2004

THE TRANSACTION

On December 19, 2003, New Operating Globalstar LLC ("NGLLC"), Globalstar, L.P., Debtor-in-Possession ("GLP"), and its affiliate, L/Q Licensee, Inc. ("LQL") (collectively, the "Applicants") filed applications pursuant to sections 214 and 310(d) of the Communications Act of 1934, as amended (the "Act"), seeking Commission approval of the proposed assignment or transfer of control of certain Commission licenses and authorizations relating to the operation of the Globalstar mobile satellite service ("MSS") system, from GLP and LQL to NGLLC. NGLLC will be majority-owned by Thermo Satellite LP ("TSLP"), which, in turn, is nearly wholly owned by Jay Monroe.

The authorizations to be assigned or transferred include a non-common carrier space station license to operate an MSS system, eight non-common carrier earth station licenses, a common carrier blanket license for mobile earth terminals ("METs"), and three international Section 214 authorizations, all of which are held by GLP's subsidiaries or its affiliate, LQL. The Applicants also filed an amendment to a pending application of GLP for a space station license in the V-band to reflect the substitution of NGLLC for GLP as the applicant, and request an exemption from Section 25.116(c) of the Commission rules in order to preserve the filing status of this pending application following consummation of the proposed transaction. Finally, the Applicants filed an amendment to a pending application of GLP for a transmit/receive earth station in Clifton, Texas, for operational testing of the Globalstar nongeostationary satellite constellation.

THE PARTIES

GLP operates the international MSS business for the Globalstar system and owns directly or through subsidiaries most of the facilities used in the business. GLP and three wholly owned subsidiaries filed for Chapter 11 bankruptcy protection on February 15, 2002. On November 20, 2003, the U.S. Bankruptcy Court in Delaware ("Bankruptcy Court") approved an investment transaction pursuant to which GLP's assets will be transferred to NGLLC, which is a newly formed Delaware limited liability company established to acquire GLP's assets and facilitate the emergence of the Globalstar system from bankruptcy.

Under the proposed transaction, TSLP, a Colorado limited partnership, will ultimately own 81.25 percent of the membership interests in NGLLC. Initially, GLP will own the remaining 18.75 percent of the membership interests. GLP's ownership interests in NGLLC will eventually be distributed to GLP's creditors in accordance with the final bankruptcy plan for GLP approved by the Bankruptcy Court. GLP's creditors will also receive rights to acquire up to an additional 17.62 percent interest in NGLLC for \$12 million.

The Applicants state that the proposed transaction will offer substantial public benefits without creating any countervailing harms, and will not harm competition in any relevant market.

ASSIGNMENT AND TRANSFER OF CONTROL APPLICATIONS

Listed below is a non-exhaustive list of the authorizations and license applications involved in this transaction. Interested parties should refer to the applications filed in IB Docket No. 04-4 for a complete listing of authorizations and license applications.

SECTION 310 APPLICATIONS

Part 25 - Satellite Services (Space Station)

The following application for consent for assignment of a space station license from LQL to NGLLC has been filed and found, upon initial review, to be acceptable for filing:

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign</u>
SAT-ASG-20031219-00361	L/Q Licensee, Inc.	S2115

Part 25 - Satellite Services (Earth Station)

The following applications for consent for transfer of control of eight earth station licenses and a blanket MET license from GLP to NGLLC have been filed and found, upon initial review, to be acceptable for filing:

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign</u>
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SES-T/C-20031223-01870	Globalstar USA, LLC	E970381
SES-T/C-20031213-01871	Globalstar USA, LLC	E970199, E000342, E000343 E000344, E000345
SES-T/C-20031223-01872	Globalstar Caribbean Ltd.	E990335, E990336, E990337

INTERNATIONAL SECTION 214 APPLICATIONS

Part 63 - International Service

The applications listed below for consent to transfer control of international Section 214 authorizations from GLP to NGLLC have been filed and found, upon initial review, to be acceptable for filing:

<u>File Number</u>	<u>Authorization Holder</u>	<u>Authorization</u>
ITC-T/C-20031223-00569	Globalstar USA, LLC	ITC-214-19990728-00484
ITC-T/C-20031223-00570	Globalstar USA, LLC	ITC-214-19991229-00795
ITC-T/C-20031223-00571	Globalstar USA, LLC	ITC-214-20000615-00356

AMENDMENT TO PENDING LICENSE APPLICATION

Part 25 – Satellite Services

The following amendments to the pending applications of GLP for a space station license and an earth station license to reflect the substitution of NGLLC for GLP as the applicant, following consummation of the proposed transaction, have been filed and found, upon initial review, to be acceptable for filing:

<u>File No.</u>	<u>Applicant</u>	<u>Call Sign</u>
SAT-AMD-20031219-00362	Globalstar, L.P.	S2295
SES-AMD-20031223-01873	Globalstar, L.P.	E030266

GENERAL INFORMATION

The assignment and transfer of control applications identified herein have been found, upon initial review, to be acceptable for filing. The Commission reserves the right to return any assignment or transfer of control application if, upon further examination, it is determined to be defective and not in conformance with the Commission's rules and policies. Final action will not be taken on the applications earlier than 31 days following the date of this Public Notice. Interested parties may file comments or petitions to deny on or before February 9, 2004. Oppositions or responses may be filed no later than February 19, 2004. All filings concerning any or all matters in this Public Notice should refer to IB Docket No. 04-4.

Interested parties are encouraged to file comments using ECFS. *See Electronic Filing of Documents in Rulemaking Proceedings*, 63 Fed. Reg. 24,121 (1998). Comments filed through the ECFS can be sent as an electronic file via the Internet to <<http://www.fcc.gov/e-file/ecfs.html>>.

Generally, only one copy of an electronic submission must be filed. In completing the transmittal screen, commenters should include their full name, Postal Service mailing address, and the applicable docket or rulemaking number. To receive filing instructions for e-mail comments, commenters should send an e-mail to ecfs@fcc.gov, and should include the following words in the body of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply.

Parties submitting paper filings must file an original and four (4) copies of all pleadings, in accordance with section 1.51(c) of the Commission's rules. 47 C.F.R. § 1.51(c). Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail. Please note that the Commission continues to experience delays in receiving U.S. Postal Service mail.

The Commission's contractor, Vistronix, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. All envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW, Washington, D.C. 20554. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

In addition, one copy of each pleading must be sent to each of the following:

- (1) Howard Griboff, International Bureau; via e-mail: howard.griboff@fcc.gov, or by facsimile: (202) 418-4422.
- (2) Susan O'Connell, Policy Division, International Bureau; via e-mail: susan.oconnell@fcc.gov, or by facsimile: (202) 418-2824.
- (3) Francis Gutierrez, Policy Division, International Bureau; via e-mail: francis.gutierrez@fcc.gov, or by facsimile: (202) 418-6763.
- (4) JoAnn Lucanik, Satellite Division, International Bureau; via e-mail: joann.lucanik@fcc.gov, or by facsimile: (202) 418-1414.
- (5) Neil Dellar, Transaction Team, Office of General Counsel; via e-mail: neil.dellar@fcc.gov, or by facsimile: (202) 418-7540.
- (6) The Commission's duplicating contractor, Qualex International, Portals II, 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554; via e-mail: qualexint@aol.com; or by facsimile: (202) 863-2898.

Copies of the application and any subsequently-filed documents in this matter may be obtained from Qualex International, in person at 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, via telephone at (202) 863-2893, via facsimile at (202) 863-2898, or

via e-mail at qualexint@aol.com. The applications and any associated documents are also available for public inspection and copying at the FCC Reference Information Center, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554 during normal reference room hours. The applications are also available electronically through the Commission's Electronic Comment Filing System (ECFS) and the International Bureau Filing System (IBFS), which may be accessed on the Commission's Internet website at <<http://www.fcc.gov>>. Applications may also be accessed through the FCC's Transaction Team website at <<http://www.fcc.gov/transaction>>.

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